GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD Department – Misappropriation of funds in Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District – Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District - Departmental Proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991- Articles of charges- Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG. IV) DEPARTMENT

G.O.Rt.No.585

Dated: 13.07.2022
Read the following

1. G.O. Rt. No. 853, PR&RD (VIG.IV) Department, Dt. 24.09.2016.
2. From the District Panchayat Officer, SPSR Nellore Roc. No. 1781/2013-A2, Dt. 10.07.2017.

ORDER:

1. It is proposed to hold an enquiry against Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The Substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Article of Charge (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the Article of Charges are proposed to be sustained are enclosed (Annexure-III & IV).

3. Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District is directed to submit his written statement of defense within (10) days from the receipt of this order.

4. Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P. (CC&A) Rules, 1991 or the order/ directions issued in pursuance of said rules, the Inquiry authority may hold the inquiry against him expert, based on the material available further action will be processed based on the material available on record.

6. Attention of Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964.

7. The receipt of this orders shall be acknowledged along with Annexures – I, II, III & IV forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
The individual concerned (through the Commissioner, PR&RD,
Tadepalli, Guntur District)
The Commissioner, PR&RD, Tadepalli,
Guntur District.
(2 Copies) (With a request to serve the order on the Charged Officer and furnish acknowledgement with dated signature for record).
Sf/Sc.

//FORWARDED::BY ORDER//

V. Suryakumar

SECTION OFFICER

ANNEXURE – I

STATEMENT SHOWING ARTICLES OF CHARGES FRAMED AGAINST SRI B. SRINIVASULU, THE THEN PANCHAYAT SECRETARY (IN-CHARGE), GRIDDALURU GRAM PANCHAYAT, SYDAPURAM MANDAL AND PRESENTLY WORKING AS PANCHAYAT SECRETARY, CHENDODU GRAM PANCHAYAT, KOTA MANDAL, SPSR NELLORE DISTRICT.

Article of Charge No. 1 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has not shown the record for the drawn funds as detailed below:

Sl. No.	Particulars of Funds	Funds drawn	Amount for which record was not shown
01	Gram Panchayat General Funds	4,60,000/-	4,60,000/-
02	13th Finance Funds	7,00,000/-	7,00,000/-
03	State Finance Funds	25,436/-	25,436/-

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 2 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has cooperated with Smt. G. Kameswari, Sarpanch, Griddaluru Gram Panchayat, Sydapuram Mandal for misappropriation of funds to a tune of Rs. 11,85,436/- during his period of work in the said Gram Panchayat.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 3 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has not reported to the higher authorities about the misappropriation of funds and irregular drawl of funds by Smt. G. Kameswari, Sarpanch, Griddaluru

Gram Panchayat, Sydapuram Mandal to the higher authorities and thereby given scope for misappropriation of funds by Sarpanch and by his above act caused loss of Gram Panchayat Funds.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 4 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Grlddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has failed to prevent the excess drawl of Gram Panchayat Funds, SFC and 13th Finance Funds, by Smt. G. Kameswari, Sarpanch, Griddaluru Gram Panchayat, Sydapuram Mandal, which was remitted back through challan and thereby given scope for misappropriation of funds by Sarpanch and by his above act caused loss of Gram Panchayat Funds.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 5 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has failed to guide Smt. G. Kameswari, Sarpanch, Griddaluru Gram Panchayat, Sydapuram Mandal in the administration of Gram Panchayat like drawl of funds and thereby shown dereliction to his legitimate duties.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule–3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 6 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has not maintained the register/ List of Tap Connections, Tap Deposit Register and Demand register pertaining to the tap fees and not collected any Deposits, Fees. Because of non-maintenance of the connected records, it is not possible to ascertain about the misappropriation of Tap Deposits and Collected Fees.

Further during his work period, he has not collected any amount under House tax.

Thus he failed to maintain the Gram Panchayat record properly and thereby shown dereliction to his legitimate duties.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Article of Charge No. 7 :

That the said Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has only taken over the stamp of Panchayat Secretary, round seal of Gram Panchayat and Cheque Book and failed to taken the charge of the Gram Panchayat Record from Sri Shaik Khadar Basha, Panchayat Secretary. further he filed to report to the higher authorities on non-handing over of charge by his predecessor.

Thus he failed to safeguard the Gram Panchayat record properly and thereby shown dereliction to his legitimate duties.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule –3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

V. Suryakumar

SECTION OFFICER

ANNEXURE – II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLES OF CHARGE FRAMED SRI B. SRINIVASULU, THE THEN PANCHAYAT SECRETARY, GRIDDALURU GRAM PANCHAYAT, SYDAPURAM MANDAL AND PRESENTLY WORKING AS PANCHAYAT SECRETARY, CHENDODU GRAM PANCHAYAT, KOTA MANDAL, SPSR NELLORE DISTRICT.

Sri T. Adinarayana Reddy and seven (7) Ward members of Griddaluru Gram Panchayat, Sydapuram Mandal, Prakasam District vide Dt. 30.10.2013, have made allegations against the Sarpanch, Gram Panchayat, Griddaluru and the Panchayat Secretary, Gram Panchayat, Sydapuram Mandal, SPSR Nellore District.

On receipt of the said representation, the District Panchayat Officer, SPSR Nellore, vide Memo Dt. 29.11.2013, has requested the Divisional Panchayat Officer, Gudur, to conduct Inquiry and submit report on the allegations.

The Divisional Panchayat Officer, Gudur, SPSR Nellore District has conducted the inquiry and submitted reports vide Roc. No. 367/2013-A, Dt. 20.07.2015, Dt. 31.08.2015, Dt. 07.04.2016 and Dt. 25.04.2016.

As per the report submitted by the District Panchayat Officer, SPSR Nellore vide Roc. No. 1781/2013-A2, Dt. 10.07.2017, Sri B. Srinivasulu, has worked as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat for the period from 21.02.2015 to 31.08.2015.

During the said period, as per the reports Dt. 20.07.2015 7 Dt. 20.08.2015 of the Divisional Panchayat Officer, Gudur, the following stated amounts were drawn and the details of amount for which no record was shown at the time of Inquiry by the Divisional Panchayat Officers concerned.

Sl. No.	Particulars of Funds	Funds drawn	Amount for which record was not shown
01	Gram Panchayat General Funds	4,60,000/-	4,60,000/-
02	13th Finance Funds	7,00,000/-	7,00,000/-
03	State Finance Funds	25,436/-	25,436/-

A show cause notice Dt. 27.08.2015 was issued to Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District.

Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District has submitted his reply to the Show Cause Notice.

The Divisional Panchayat Officer, Gudur has verified the record and submitted report vide Roc. No. 367/2013-A, Dt. 25.04.2016 and stated as follows;

"the Panchayat Secretaries have not maintained the register/ List of Tap Connections, Tap Deposit Register and Demand register pertaining to the tap fees and Sri B. Srinivasulu, In-charge PS has also stated that, he has not maintained any record and not collected any Deposits, Fees. Because of non-maintenance of the connected records, it is not possible to ascertain about the misappropriation of Tap Deposits and Collected Fees".

Further,the House tax demand, Collection and Balance are as follows;

Year	Demand	Collection	Balance
2013-14	1,05,190/-	8600/-	96,590/-
2014-15	1,10,449/-	Nil	1,10,449/-
2015-16	4,96,409/-	11,150/-	4,85,259/-

by above statement, it is evident that Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, during his work period has not collected any amount under house tax.

As per the report of the District Panchayat Officer, SPSR Nellore vide Roc. No. 1781/2013-A2, Dt. 13.05.2022, the details of total amount drawn, the amount for which the record was shown and the amount remitted back by the sarpanch are as follows;

Amount drawn	Amounts for Records shown	Amount remitted back to Gram panchayat through challans
69,66,436/-	**42,13,336/-**	**27,53,100/-**

Remittance details by the Sarpanch :

Challan No. and Date	**Amount**
1753/04.08.2015	10,00,000.00
1791/06.08.2015	9,75,000.00
1841/12.08.2015	4,00,000.00
1882/14.08.2015	3,50,000.00
/19.12.2015	28,100.00
Total	**27,53,100.00**

Hence as per the above, it is clear that the Sarpanch remitted the amounts, only after initiating action by the District Panchayat Officer against her. She only remitted the amount while submitting her explanation dated 21.08.2015 and 30.12.2015, after initiating action by District Panchayat Officer.

It clearly shows that, Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, during his work period has not maintained the proper record before the drawl of funds and also during his work period has not perused the drawls of the Sarpanch and thereby not identified the excess drawl of Rs. 11,85,436/- by the Sarpanch and also failed to prevent the Sarpanch from drawl of funds without proper record. Not reported about the irregular drawl of funds by Sarpanch to the higher authorities. Further he has not maintained the register/ List of Tap Connections, Tap Deposit Register and Demand register pertaining to the tap fees and not collected any Deposits, Fees pertaining to Taps. Because of non-maintenance of the connected records, it is not possible to ascertain about the misappropriation of Tap Deposits and Collected Fees. He has not collected any amount under house tax.

Sri B. Srinivasulu, the then Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal and presently working as Panchayat Secretary, Chendodu Gram Panchayat, Kota Mandal, SPSR Nellore District, while working as Panchayat Secretary (In-Charge), Griddaluru Gram Panchayat, Sydapuram Mandal, SPSR Nellore District has only handed over the stamp of Panchayat Secretary, Roung Seal of Gram Panchayat and Cheque Book and failed to taken the charge of the Gram Panchayat Record from Sri Shaik Khadar Basha, Panchayat Secretary. further he filed to report to the higher authorities on non-handing over of charge by his predecessor. It clearly shows that, his dereliction to duty.

Thus, by his above mentioned acts, has exhibited lack of integrity, has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Govt. Servant, in contravention of Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

V. Surya Kumari

SECTION OFFICER

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI B. SRINIVASULU, THE THEN PANCHAYAT SECRETARY, GRIDDALURU GRAM PANCHAYAT, SYDAPURAM MANDAL AND PRESENTLY WORKING AS PANCHAYAT SECRETARY, CHENDODU GRAM PANCHAYAT, KOTA MANDAL, SPSR NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.

1. Representation Dt. 30.10.2013 of Sri T. Adinarayana Reddy and seven (7) Ward members of Griddaluru Gram Panchayat, Sydapuram Mandal, Prakasam District.
2. Letter Roc. No. 1781/2013-A4, Dt. 28.11.2013 of the District Panchayat Officer, SPSR Nellore District.
3. Letter Roc. No. 1781/2013-A4, Dt. 10.07.2015 of the District Panchayat Officer, SPSR Nellore District.
4. Report Roc.No.367/2013-A, Dt. 20.07.2015, 20.08.2015, 31.08.2015, 26.12.2015, 07.04.2016 & 25.04.2016 of the Divisional Panchayat Officer, Gudur.
5. Show Cause Notice No. 1781/2013-A2, Dt. 27.08.2015.
6. Report vide Roc. No. 1781/2013-A2, Dt. 13.05.2022 of the District Panchayat Officer, addressed to the Principal Secretary to Government, PR&RD.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

V. Suryakumari

SECTION OFFICER

ANNEXURE – IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI B. SRINIVASULU, THE THEN PANCHAYAT SECRETARY, GRIDDALURU GRAM PANCHAYAT, SYDAPURAM MANDAL AND PRESENTLY WORKING AS PANCHAYAT SECRETARY, CHENDODU GRAM PANCHAYAT, KOTA MANDAL, SPSR NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.

1. Sri T. Adinarayana Reddy and seven (7) Ward members of Griddaluru Gram Panchayat, Sydapuram Mandal, Prakasam District.
2. The District Panchayat Officer, SPSR Nellore District.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

V. Surya Kumar
SECTION OFFICER